

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

The opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.

Paper No. 37

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

KANJYO ORINO

Junior Party,¹

NOBUYUKI TANIGUCHI, MASAACKI NAKAI, TAKANOBU OMAKI,
TOKUJI ISHIDA, HISAYUKI MASUMOTO,
HISASHI TOKUMARU and TSUNEYO METABI

Senior Party.²

Interference No. 104,184

Before URYNOWICZ, CAROFF and DOWNEY, Administrative Patent Judges.

URYNOWICZ, Administrative Patent Judge.

JUDGMENT

The parties Orino and Taniguchi et al. have failed to make any showing why judgment should not be entered against

¹ Application No. 07/598,438 filed October 16, 1990, now U.S. Patent No. 5,067,802 issued November 26, 1991. Assignor to Canon Kabushiki Kaisha. Accorded benefit of Japanese Application No. HEI-01-281175 filed October 27, 1989.

² Application No. 08/320,372 filed October 11, 1994. Accorded benefit of U.S. Application Nos. 07/981,110 filed November 24, 1992, now abandoned; and 07/389,908 filed August 4, 1989, now Patent No. 5,274,414 issued December 28, 1993 and Japanese Application No. 196626/1988 filed August 5, 1988.

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them in

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this proceeding. Pursuant to the order to show cause of August 4, 1999 (Paper No. 32), the following judgment is entered:

Judgment as to the subject matter of count 1, the only count, is hereby awarded against the junior party Orino and against the senior party Taniguchi et al. The party Orino is not entitled to its patent with claims 1 and 2 corresponding to the count and the party Taniguchi et al. is not entitled to a patent with its claims 18-21, 24 and 25 corresponding to the count.

STANLEY M. URYNOWICZ, JR.)	
Administrative Patent Judge)	
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)	
MARC L. CAROFF)	BOARD OF PATENT
Administrative Patent Judge)	APPEALS AND
)	INTERFERENCES
)	
)	
MARY F. DOWNEY)	
Administrative Patent Judge)	

SMU:clm

Interference No. 104,184

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